



General Assembly

January Session, 2013

Amendment

LCO No. 7087

HB0669307087HD0

Offered by:

REP. FOX, 146th Dist.

REP. TONG, 147th Dist.

REP. SHABAN, 135th Dist.

To: House Bill No. 6693

File No. 739

Cal. No. 518

"AN ACT CONCERNING COSTS INCURRED BY STATE RESIDENTS WHEN RESPONDING TO OUT-OF-STATE DISCOVERY REQUESTS."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Subsection (f) of section 52-148e of the general statutes is
4 repealed and the following is substituted in lieu thereof (*Effective*
5 *October 1, 2013*):

6 (f) Deposition of witnesses living in this state may be taken in like
7 manner to be used as evidence in a civil action or probate proceeding
8 pending in any court of the United States or of any other state of the
9 United States or of any foreign country, on application to the court in
10 which such civil action or probate proceeding is pending of any party
11 to such civil action or probate proceeding. A party requesting a
12 subpoena under this subsection shall reimburse any witness, who is

13 not a party to the civil action or probate proceeding in which the
14 evidence is to be used, for all reasonable costs incurred by the witness
15 in complying with the subpoena, including, but not limited to, the
16 costs of appearing for a deposition, the costs of producing books,
17 papers, documents or tangible things, electronic discovery costs, and
18 attorney's fees. The Superior Court shall have jurisdiction to (1) quash
19 or modify, or to enforce compliance with, a subpoena issued for the
20 taking of a deposition pursuant to this subsection, and (2) order a
21 party requesting a subpoena under this subsection to reimburse the
22 witness for reasonable costs incurred by the witness in complying with
23 the subpoena. Nothing in this subsection shall be construed as
24 precluding the party requesting compliance with a subpoena from
25 making advance payments to a witness to reimburse the witness for
26 reasonable costs in complying with the subpoena."

This act shall take effect as follows and shall amend the following sections:

Section 1	October 1, 2013	52-148e(f)
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